

Message Text

SECRET

PAGE 01 STATE 026847
ORIGIN EUR-12

INFO OCT-01 ISO-00 SS-15 OES-07 PM-05 DODE-00 SSO-00
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NSAE-00 EB-08 NRC-05 SOE-02 DOE-11 SP-02 PRS-01
PA-01 EPA-01 /106 R

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APPROVED BY EUR/RPE:WRSALISBURY
S/AS:RKELLEY
OES/NET:RDEMING
PM:ALOCKE

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O 012005Z PEB 78
FM SECSTATE WASHDC
TO AMEMBASSY PARIS IMMEDIATE

S E C R E T STATE 026847

E.O. 11652: GDS

TAGS: TECH, ENRG, MNUC, NL, BR

SUBJECT: DUTCH-BRAZILIAN PLUTONIUM STORAGE CONCEPT

REF: THE HAGUE 6281

REFERENCED MESSAGE, DATED 12/15/77, ADDRESSED TO STATE,
INFO TO VIENNA, LONDON, BONN, BRASILIA, BRUSSELS (USEEC),
IS REPEATED FOR YOUR INFORMATION:

REF: STATE 295812

1. AMBASSADOR, ACCOMPANIED BY DCM, MET LATE DECEMBER 14
WITH STATE SECRETARY KOOIJMANS. (HE REMAINS IN OFFICE
UNTIL NEW DUTCH GOVERNMENT TAKES OVER.) AFTER INTRODUCTORY
EXPLANATION, AMBASSADOR RAISED QUESTIONS PARAGRAPH 30 OF
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2. KOOIJMANS RESPONDED THAT IT WAS HIGHLY IMPROBABLE THAT
ITEM THAT WOULD REQUIRE AGREEMENT URENCO PARTNERS AND BRAZIL
WOULD BE READY FOR AGENDA OF FEBRUARY IAEA BOARD MEETING.
HE THOUGHT FALL OF 1978 WAS MORE LIKELY BUT CAUTIONED THAT

NEW DUTCH GOVERNMENT WHICH STILL NOT IN PLACE MUST MAKE

FINAL DECISION. SUBJECT WOULD COME TO IAEA UNDER ARTICLE XII, A(5) OF IAEA STATUTE. KOOIJMANS EXPLAINED THAT PROSPECT WAS FOR FOUR STATES INVOLVED TO JOIN EFFORTS TO BRING ABOUT A GENERAL AND UNIVERSALLY APPLICABLE STORAGE REGIME UNDER IAEA. HE DID NOT EXCLUDE POSSIBILITY THAT THIS WOULD TAKE A RELATIVELY LONG TIME TO PUT IN FINAL FORM, PARTICULARLY SINCE MUCH WOULD DEPEND ON OUTCOME INFCE WHERE SUBJECT WOULD PRESUMABLY BE DISCUSSED IN DETAILED MANNER. IN MEANTIME, FOR DUTCH AS URENCO PARTNER TO ENSURE PARLIAMENTARY APPROVAL, IT HAS BEEN NECESSARY TO WORK OUT AN AD HOC, INTERIM REGIME WITH BRAZIL FOLLOWING LINES OF ARTICLE XII, A(5).

3. KOOIJMANS TOLD AMBASSADOR THAT FOREIGN MINISTER VAN DER STOEL HAD DISCUSSED SUBJECT WITH HIS BRAZILIAN COUNTERPART IN NEW YORK AND THERE HAD BEEN AN EXCHANGE OF LETTERS. (THE HAGUE 5362, 6056, 6109.) HE CHARACTERIZED BRAZILIAN RESPONSE, AS SATISFACTORY BUT "COMFORTABLY VAGUE." REFERRING TO HIS CONVERSATION LAST FALL WITH AMBASSADOR SMITH, KOOIJMANS SAID HE UNDERSTOOD FROM THAT DISCUSSION THAT US HAS SOME DIFFICULTY IN ACCEPTING CONCEPT OF SUCH A REGIME BECAUSE IT GIVES IMPRESSION THAT POSSESSION OF PLUTONIUM IS LEGITIMATE. DUTCH AGREED BUT CONTINUED TO BELIEVE THAT IT MAY BE IMPOSSIBLE TO PUT THE GENIE BACK INTO THE BOTTLE AND SO HAD SETTLED ON INTERNATIONAL REGIME AS SECOND BEST. IN SECRET

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AN ASIDE, KOOIJMANS OBSERVED THAT DUTCH WERE MUCH INTERESTED TO NOTE RECENTLY THAT THE STATE DEPARTMENT HAD GIVEN GREEN LIGHT TO NRC ON PROVIDING FUEL FOR THE ANGRA PLANT. HE WONDERED WHETHER ANY SAFEGUARDS BEYOND USUAL ONES WERE REQUIRED FOR THIS TRANSACTION. HE ALSO ASKED IN THIS CONNECTION WHETHER US STILL HAD ANY HOPE OF AFFECTING GERMAN-BRAZILIAN CONTRACT BUT DID NOT PRESS THIS.

4. AMBASSADOR REPLIED IT WAS HIS UNDERSTANDING THAT STATE DEPARTMENT INFORMS NRC WHETHER IT HAS ANY OBJECTION TO TRANSFER TO NUCLEAR FUEL BUT THAT NRC MUST DECIDE WHETHER TO LICENSE DELIVERY. HE DID NOT THINK NRC HAD ACTED AS YET. HE WENT ON TO SAY THAT ON THIS POINT FOREIGN MINISTER VAN DER STOEL HAD ASKED HIM WHETHER US WOULD PERMIT REPROCESSING IN BRAZIL AND HE HAD RESPONDED THEN HE ASSUME THIS WAS TECHNICALLY POSSIBLE UNDER EXISTING AGREEMENTS, BUT THOUGHT IT UNLIKELY. IN ANY CASE, WHEN THE CONGRESS COMPLETED NEW LEGISLATION PRESUMABLY ALL EXISTING AGREEMENTS WOULD HAVE TO BE RENEGOTIATED.

5. IN RESPONSE TO QUESTION WHETHER DUTCH BELIEVE BRAZIL-

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BRAZIL HAD NO DIFFICULTY WITH AD HOC REGIME AS SUCH BUT SEMANTIC PROBLEM HAD ARISEN WITH USE OF WORD "ESTRATERRI-TORIAL." ANOTHER DESCRIPTIVE WORD WOULD HAVE TO BE FOUND, BUT THE REGIME WOULD IN EFFECT HAVE EXTRATERRITORIAL CHARACTER AND BRAZIL ACCEPTED THAT FACT. THE NEXT STEP WAS AGREEMENT WITH URENCO PARTNERS, AFTER WHICH DISCUSSIONS WITH BRAZIL COULD BE COMPLETED. THIS WOULD TAKE TIME, AND HE REPEATED THAT ANY ACTION AS EARLY AS FEBRUARY WAS HIGHLY UNLIKELY. IN RESPONSE TO FURTHER QUESTION FROM AMBASSADOR, KOOIJMANS EXPRESSED VIEW THAT DUTCH ATTITUDES IN PARLIAMENT WOULD BE VERY MUCH THE SAME AS BEFORE SO THAT NEED FOR AD HOC ARRANGEMENT WITH BRAZIL WOULD CONTINUE. RETURNING TO ANGRA SALE HE EXPRESSED HOPE US ARRANGEMENTS WITH BRAZIL
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WOULD EXCLUDE REPROCESSING.

6. AMBASSADOR SAID HE WOULD SEEK TO FIND OUT MORE PRE-CISELY FROM WASHINGTON WHAT NRC LICENSING PROCEDURES ENTAILED AND WHETHER THEY COVERED REPROCESSING. KOOIJMANS ASKED WHETHER THERE WAS LIKELY TO BE CONGRESSIONAL OPPOSITION TO BRAZILIAN SALE. AMBASSADOR RESPONDED THAT SOME OPPOSITION WAS TO BE EXPECTED AND DEMAND FOR FULL SAFEGUARDS WAS CERTAIN. IN THIS CONNECTION HE NOTED THAT WE WERE ALREADY DISCUSSING NEW NRC GUIDELINES WITH DUTCH, AMONG OTHERS. HE TOLD KOOIJMANS HE WOULD ASK WASHINGTON FOR CURRENT STATUS REPORT, PARTICULARLY AS IT RELATED TO BRAZIL.

7. KOOIJMANS RETURNED TO OUR INITIAL QUESTIONS AND REPEATED THAT AD HOC ARRANGEMENT WITH BRAZIL WOULD NOT BE SUBMITTED AS A PROPOSAL TO FEBRUARY LAEA BOARD. THIS INTERIM ARRANGEMENT WOULD BE REGARDED SIMPLY AS AN ADD-ON TO ALREADY EXISTING AGREEMENT BETWEEN FRG, BRAZIL AND IAEA, FOR WHICH ROUTINE NOTIFICATION TO DIRECTOR GENERAL OF IAEA WOULD SUFFICE. EG COULD THEN CIRCULATE NOTIFICATION TO MEMBER STATES. WHAT BRAZIL AND URENCO PARTNERS WOULD ULTIMATELY PUT BEFORE BOARD WOULD BE A GENERAL PROPOSAL FOR AN INTERNATIONAL ARRANGEMENT UNDER ARTICLE XII A(5). KOOIJMANS REITERATED THAT SEPTEMBER 1978 WAS EARLIEST POSSIBLE TIMING FOR THIS INITIATIVE.

8. AMBASSADOR THEN TURNED TO QUESTION CONTAINED PARA 3 E REFTTEL CONCERNING POSSIBLE URENCO "APPROVAL RIGHTS OVER ENRICHMENT TO GREATER THAN TWENTY PERCENT." THIS QUESTION APPEARED TO BAFFLE DUTCH. KOOIJMANS POINTED OUT THAT MATERIAL SUPPLIED BY ALMELO WAS ONLY THREE PERCENT, THAT FRG WOULD CONVERT IT INTO FUEL ELEMENTS AND THAT QUESTIONS PERHAPS WAS ONE FOR FRG, NOT URENCO. NEITHER HE NOR

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HIS ADVISOR (BRUYNs) THOUGHT THAT PRESENT FRG-BRAZILIAN AGREEMENT COVERED THIS SUBJECT.

9. AS WE CONCLUDED CONVERSATION KOOIJMANS EMPHASIZED THAT BRAZIL HAD ACCEPTED INTERIM STORAGE ARRANGEMENT ON CONDITION THAT PROPOSAL FOR WORLD WIDE STORAGE REGIME WOULD BE SUBMITTED TO IAEA. THIS POSITION SATISFIED DOMESTIC POLITICAL CONCERNS IN BRAZIL AND PROVIDED BRAZIL WITH "KIND OF ALIBI" JUSTIFYING ACQUIESCENCE JDWY HOC REGIME. KOOIJMANS ADDED THAT HE DID NOT EXCLUDE POSSIBILITY THAT AFTER FORMAL PROPOSAL FOR WORLD WIDE REGIME SUBMITTED, PRESUMABLY IN FALL OF 1978, IAEA BOARD WOULD CONCLUDE THAT IT MUST AWAIT OUTCOME OF INDFE. PERHAPS BY TIME IAEA GOT AROUND TO TAKING ACTION FINAL OUTCOME OF INFCE WOULD BE KNOWN.

10. EMBASSY WOULD APPRECIATE CLARIFICATION OF SUBJECTS COVERED PARAS 4, 5, AND 6 ABOVE, AS WELL AS FURTHER EXPLANATION OF TWENTY PERCENT ENRICHMENT QUERY. MCCLOSKEY. VANCE

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*** Current Handling Restrictions *** n/a

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*** Current Handling Restrictions *** n/a

*** Current Classification *** SECRET

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Decaption Date: 01 jan 1960
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